

FIRST REGULAR SESSION  
SENATE COMMITTEE SUBSTITUTE FOR  
**HOUSE BILL NO. 428**  
97TH GENERAL ASSEMBLY

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Reported from the Committee on Transportation and Infrastructure, May 7, 2013, with recommendation that the Senate Committee Substitute do pass.

1351S.02C

TERRY L. SPIELER, Secretary.

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**AN ACT**

To amend chapter 301, RSMo, by adding thereto one new section relating to the issuance of salvage motor vehicle titles.

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*Be it enacted by the General Assembly of the State of Missouri, as follows:*

Section A. Chapter 301, RSMo, is amended by adding thereto one new  
2 section, to be known as section 301.642, to read as follows:

**301.642. Any insurer which purchases a motor vehicle or trailer  
2 through the claims adjustment process for which there is a valid lien  
3 or encumbrance perfected under sections 301.600 to 301.640 may, as an  
4 alternative to obtaining a lien release under section 301.640, apply for  
5 a salvage certificate of title or junking certificate on such motor  
6 vehicle or trailer by following the procedures in this section. The  
7 insurer may request a letter of guarantee from the lienholder  
8 containing a description of the motor vehicle or trailer, including the  
9 vehicle identification number, and indicating the amount payable by  
10 the insurer to the lienholder in order to release the lien. Upon receipt  
11 from the lienholder of such letter of guarantee, the insurer may, within  
12 ten days of such receipt, remit payment to the lienholder in accordance  
13 with the letter of guarantee and, if such payment satisfies the lien  
14 amount indicated in the letter of guarantee to release the lien, the  
15 lienholder shall provide proof of satisfaction to the insurer. This  
16 procedure shall be followed for each lienholder indicated on the  
17 certificate of ownership for the motor vehicle or trailer. Such letter of  
18 guarantee and corresponding proof of payment need not be notarized  
19 and may be immediately transmitted electronically. The insurer may  
20 then submit proof of such payments, a copy of each letter of guarantee,**

21 and the title for such motor vehicle or trailer to the department of  
22 revenue. The department shall accept such documents in lieu of a lien  
23 release and process the insurer's application.

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